



MINUTES

SENATE JUDICIARY, LAW ENFORCEMENT, AND CRIMINAL JUSTICE STANDING COMMITTEE

LEGISLATURE

Thursday, February 17, 2022 | 8:00 a.m. | 210 Senate Building

Members Present:

Sen. Todd D. Weiler, Chair
Sen. Luz Escamilla
Sen. Michael S. Kennedy
Sen. Daniel W. Thatcher

Sen. Kirk A. Cullimore
Sen. Derek L. Kitchen
Sen. Jerry W. Stevenson

Staff Present:

Jonathan Adams, Policy Analyst
Shandra Mutchie, Committee Secretary

Members Absent:

Note: A copy of related materials and an audio recording of the meeting can be found at www.le.utah.gov.

Sen. Weiler assumed the chair.

Chair Weiler called the meeting to order at 8:08 a.m.

MOTION: Sen. Kennedy moved to approve the minutes. The motion passed with a vote of 4 - 0 - 3.

Yeas - 4

Sen. L. Escamilla
Sen. M. Kennedy
Sen. D. Thatcher
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. D. Kitchen
Sen. J. Stevenson

1. S.B. 167 Sexual Exploitation Amendments (Wilson, C.)

Sen. Chris Wilson presented the bill with the assistance of Ryan Holtan, Attorney General's Office, and David Zook, County Executive, Cache County.

MOTION: Sen. Thatcher moved to replace S.B. 167 with 2nd Substitute S.B. 167. The motion passed with a vote of 4 - 0 - 3.

Yeas - 4

Sen. L. Escamilla
Sen. M. Kennedy
Sen. D. Thatcher
Sen. T. Weiler

Nays - 0

Absent - 3

Sen. K. Cullimore
Sen. D. Kitchen
Sen. J. Stevenson

John Luthy, attorney, Cache County, spoke in favor of the bill.

Mark Moffat, Criminal Defense Lawyer, spoke to the bill.

Dan Strong, Director of Utah Sentencing Commission, spoke to the bill.

Sheri Mattle, Utah PTA, spoke in favor of the bill.

Mike Smith, Utah County Utah Sheriffs, Vice President, Utah Sheriffs' Association, spoke in favor of the bill.

Matthew Holyoak, spoke in favor of the bill.

Tom Ross, Executive Director, Utah Commission on Criminal and Juvenile Justice, spoke to the bill.

Dane Murray, special victim's prosecutor, Cache County, spoke to the bill.

MOTION: Sen. Thatcher moved to pass 2nd Substitute S.B. 167 out favorably. The motion passed with a vote of 3 - 1 - 3.

Yeas - 3
Sen. K. Cullimore
Sen. L. Escamilla
Sen. D. Thatcher

Nays - 1
Sen. T. Weiler

Absent - 3
Sen. M. Kennedy
Sen. D. Kitchen
Sen. J. Stevenson

2. 2nd Sub. H.B. 171 Custodial Interrogation Amendments (*Wilcox, R.*)

Rep. Ryan Wilcox presented the bill with the assistance of Pam Vickrey, executive director, Utah Juvenile Defender Attorneys, and Martin Tankleff.

MOTION: Sen. Thatcher moved to pass 2nd Substitute H.B. 171 out favorably. The motion passed with a vote of 3 - 0 - 4.

Yeas - 3
Sen. L. Escamilla
Sen. D. Thatcher
Sen. T. Weiler

Nays - 0

Absent - 4
Sen. K. Cullimore
Sen. M. Kennedy
Sen. D. Kitchen
Sen. J. Stevenson

3. H.B. 138 Juvenile Justice Modifications (*Judkins, M.*)

Rep. Marsha Judkins presented the bill.

MOTION: Sen. Thatcher moved to pass H.B. 138 out favorably. The motion passed with a vote of 3 - 0 - 4.

Yeas - 3
Sen. L. Escamilla
Sen. D. Thatcher
Sen. T. Weiler

Nays - 0

Absent - 4
Sen. K. Cullimore
Sen. M. Kennedy
Sen. D. Kitchen
Sen. J. Stevenson

4. 1st Sub. H.B. 122 Family Terminology Amendments (*Weight, E.*)

Sen. Wayne Harper presented the bill.

MOTION: Sen. Thatcher moved to pass 1st Substitute H.B. 122 out favorably. The motion passed with a vote of 3 - 0 - 4.

Yeas - 3
Sen. L. Escamilla
Sen. D. Thatcher
Sen. T. Weiler

Nays - 0

Absent - 4
Sen. K. Cullimore
Sen. M. Kennedy
Sen. D. Kitchen
Sen. J. Stevenson

Sen. Thatcher assumed the chair.

5. S.B. 207 Wrongful Death Action Amendments (*Weiler, T.*)

Sen. Weiler presented the bill with the assistance of Edward Havas, Utah Association for Justice.

MOTION: Chair Weiler moved to pass S.B. 207 out favorably. The motion passed with a vote of 3 - 0 - 4.

Yeas - 3

Sen. L. Escamilla
Sen. D. Thatcher
Sen. T. Weiler

Nays - 0

Absent - 4

Sen. K. Cullimore
Sen. M. Kennedy
Sen. D. Kitchen
Sen. J. Stevenson

Sen. Weiler resumed the chair.

6. 3rd Sub. H.B. 196 Transfer of Domestic Violence Cases (*Pitcher, S.*)

Rep. Stephanie Pitcher presented the bill.

Steve Burton, Utah Association of Criminal Defense, spoke in opposition to the bill.

Sen. Thatcher assumed the chair.

MOTION: Sen. Weiler moved to pass 3rd Substitute H.B. 196 out favorably. The motion passed with a vote of 3 - 0 - 4.

Yeas - 3

Sen. L. Escamilla
Sen. D. Thatcher
Sen. T. Weiler

Nays - 0

Absent - 4

Sen. K. Cullimore
Sen. M. Kennedy
Sen. D. Kitchen
Sen. J. Stevenson

Acting Chair Thatcher adjourned the meeting.